IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 3390/2005
(Om Prakash Chhipa Vs. State of Rajasthan & Ors.)

Date of Order : 16/01/2007

PRESENT

HON'BLE MR. JUSTICE H.R.PANWAR

None present for the petitioner.
Mr. Rameshwar Dave, Dy. Govt. Advocate for non-petitioners.

BY THE COURT:-

No one appears for the petitioner even in second round.

Learned Deputy Government Advocate appearing for the non-petitioners submits that the instant writ petition has become infructuous for the reason that the relief sought for in the writ petition has already been granted to the petitioner.

By the instant writ petition, the petitioner seeks a direction to regularise the suspension period and to pay the salary and allowances of the suspension period.

By order Annex.R-1 dated 8.11.2005, since on acquittal of the petitioner in a criminal case, his suspension order was revoked by order dated 16.2.2005, therefore, while treating

the petitioner to be in regular service for all purposes, the pay and allowance for the suspension period after deducting the subsistence allowance already paid to him, have been ordered to be paid to the petitioner.

In this view of the matter, nothing survives in the instant writ petition as the reliefs sought for in the writ petition have already been granted to the petitioner.

The writ petition is therefore, dismissed as having become infructuous. There shall no be order as to costs.

(H.R.PANWAR),J.

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